PETITION FOR ZONING VARIANCE N/S Hickory Meadow Road, 975' E of Hickory Hill Road (24 Hickory Meadow Road) 8th Election District

\* DEPUTY ZONING COMMISSIONER \* OF BALTIMORE COUNTY 3rd Councilmanic District \* Case No. 90-389-A

Kevin Gombeski, et ux Petitioners \* \* \* \* \* \* \* \* \* \* \*

## FINDINGS OF FACT AND CONCLUSIONS OF LAW

The Petitioners herein request a variance to permit a side yard setback of 15 feet in lieu of the required 20 feet for a proposed addition in accordance with Petitioner's Exhibit 1.

The Petitioners appeared and testified. There were no Protestants. Testimony indicated that the subject property, known as 24 Hickory Meadow Road, consists of approximately 1.00 acre zoned RC 5 and is improved with a one story, single family dwelling which has been Petitioners' residence for the past 3 years. Petitioners are desirous of constructing a second story addition which includes provisions for a first floor addition on the east side of the dwelling to provide more habitable space for their family of four. Testimony indicated that currently, the dwelling contains only two bedrooms and one bathroom. Due to the layout of the dwelling and its location on the property, the requested side yard variance is necessary in order to expand the lower level. Testimony indicated the property is heavily landscaped with pine trees along the affected side of the proposed addition to the lower level. Further testimony indicated the relief requested will not result in any detriment to the health, safety or gener-

al welfare of the surrounding community. Based upon the testimony and evidence presented at the hearing, all of which was uncontradicted, in the opinion of the Deputy Zoning Com-

missioner the relief requested sufficiently complies with the requirements of Section 307 of the Baltimore County Zoning Regulations (B.C.Z.R.) and, therefore, should be granted. There is no evidence in the record that the subject variance would adversely affect the health, safety, and/or general welfare of the public. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioner.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS, ORDERED by the Deputy Zoning Commissioner for Baltimore County this \_\_\_\_\_\_day of April 1990 that the Petition for Zoning Variance to permit a side yard setback of 15 feet in lieu of the required 20 feet for a proposed addition in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject, however, to the following restrictions which are conditions precedent to the relief granted:

> 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however. Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

> 2) Compliance with the requirements of the Department of Environmental Protection and Resource Management, Bureau of Water Quality, as set forth in their comments dated February 12, 1990.

> > - 2-

A M No traver ANN M. NASTAROWICZ Deputy Zoning Commissioner for Baltimore County

PETITION FOR ZONING VARIANCE TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY: 90-389-A The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section 202.3 (1913) 10 xxmit 4 Dide xtback.

Of 15 ft 10 leas of legalited 20 ft.

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) 1) House currently has 2 bedrooms and 1 both - not enough for

6) A raw of 35 (this) pine trees exist and will remain on right.

(3) A 1000 0		
side separating two hours	25  respectively by Zoning Regulations.	
Departy is to be posted and advertised as 1	Moderate at a contract of the	Li_
I, or we, agree to pay expenses of above Variate petition, and further agree to and are to be bound Baltimore County adopted pursuant to the Zoning I	by the zoning regulations and restrictions  Law For Baltimore County.	•
Distribute courty and in	I/We do solemnly declare and affin	
	under the penalties of perjury, that I/ are the legal owner(s) of the prope	The IM (PD
	which is the subject of this Petition.	D-2.
Contract Purchaser:	Legal Owner(s):	22 8711
CONTRACT I WILLIAM	Kuin Gankah	- PATE 12 4 91
(Type or Print Name)	(Type or Print Name)	11/1/
(Type of Fruit Newsy)	in my	300
**************	Signature	1000
Signature	Parricia Anne Gromb	COLL G-ZC
	(Dypt or Print Name)	
Address	Chille Onki	;
	Signature	
City and State	2 Minima	1-252-1167
Attorney for Petitioner:	~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~	1 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4
Attorney for rectange.	24 Hickory Merdan Kd	- h-666-1442
	Address Phone N	0.
(Type or Print Name)	24 Hickory Merdow Rd Address Phone N Cockeysuille Md 2103	5 <u>0</u>
	City and State	
Signature		
	Name, address and phone number of legal owner tract purchaser or representative to be contact	ed
Address	Back purchase of the	
City and State	Name	:
Attorney's Telephone No.:	Phone 1	No.
Attorney & 16ternious No.	Address 23	_
ORDERED By The Zoning Commissioner of	Baltimore County, this	day
		ed, as
of 1977, that the required by the Zoming Law of Baltimore Countries that property be posted.	he subject matter of this petition be advertis	rough-
required by the Zoming Law of Bastimore Count out Bastimore County, that property be posted, out Bastimore County in Room		
out Baltimore County, that property be posted, Commissioner of Baltimore County in Room	106, County Omce Bulling in Toward,	
(a small	106, County Office Building in Toward,	o'clock
County, on the	20 2 2 11	/
L.H.	1 Religat Stains	_ //
<i>y</i>	t. 10000 Mountes	11/
	Zoning Commissioner of Bakimore	County.
u	Young County Stone of The	/ //

90.389-A

Kevin & Patricia Gombeski 24 Hickory Meadow Road Cockeysville, MD 21030

ZONING DESCRIPTION

Beginning at a point on the north side of Hickory Meadow Road which 975 FT' E OF THE C/L OF HKKORY HILL RD.
is 50' wide. Being Lot #8, Block B in the subdivision of Hickory Meadow as recorded in Baltimore County Plat Book #31, Folio #125, containing one (1) acre. Also known as 24 Hickory Meadow, Cockeysville, MD 21030 and located in the #8 Election District.

BALTIMORE COUNTY DEPARTMENT OF ENVIRONMENTAL ROTECTION AND RESOURCE MANAGEN Zoning Commissioner Office of Planning and Zoning County Office Building Towson, Maryland 21204 Zoning Item 1 248, Zoning Advisory Committee Meeting of February 22, 1990 Property Owner: Kevin Gombeski, et ax Location: N/S Hickory Meadow Rd., 975'(+1-) E of Hickory Ail Rd. Water Supply:

COMMENTS ARE AS FOLLOWS: Private Sewage Disposal: private to the Plans Review Section, Bureau of Regional Community Services, for final review and approval. Management, 887-3775, to obtain requirements for such installation(s) before work begins. which has a total cooking surface area of five (5) square feet or more. For more complete information, contact the Division of Maternal and Child Health. to removal or abandonment, owner must contact the Division of Waste Management at 887-3745. and Sewer to determine whether additional tests are required. ( ) In accordance with Section 13-117 of the Baltimore County Code, the water well yield test subdivision process, please contact the Land Development Section at 887-2762.

( ) Prior to approval of a Building Permit for construction, renovation and/or installation of equipment for any existing or proposed food service facility, complete plans and specifications must be submitted ( ) Prior to new installation(s) of fuel burning equipment, the owner shall contact the Bureau of Air Quality ( ) A permit to construct from the Bureau of Quality Management is required for such items as spray paint processes, underground gasoline storage tank(s) (5,000 gallons or more) and any other equipment or ( ) A permit to construct from the Bureau of Air Quality Management is required for any charbroiler generation ( ) Prior to approval of a Ruilding Permit Application for renovations to existing or construction of new health care facilities, complete plans and specifications of the building, food service area and type of equipment to be used for the food service operation must be submitted to the Plans Review and Approval Section, Division of Engineering and Maintenance, State Department of Health and Mentel Hygiene for ( ) Prior to any new construction or substantial alteration of public swimming pool, wading pool, bathhouse, saunas, whirlpools, hot tubs, water and severage facilities or other appurtenances pertaining to health and safety; two (2) copies of plans and specifications must be submitted to the Baltimore County Department of Environmental Protection and Resource Management for review and approval. For more complete information, contact the Water Quality Monitoring Section, Bureau of Regional Community Services, 687-6500 x 315. ( ) Prior to approval for a nursery school, owner or applicant must comply with all Baltimore County regulations ( ) If lubrication work and oil changes are performed at this location, the method providing for the elimination of waste oil must be in accordance with the State Department of the Environment. . ( ) Prior to razing of existing structure(s), petitioner must contact the Division of Waste Management at 887-3745, regarding removal and/or disposal of potentially hazardous materials and solid wastes. Petitioner must contact the Bureau of Air Quality Management regarding removal of asbestoes, 887-3775. ( ) Any abandoned underground storage tanks containing gasoline, waste oil, solvents, etc., must have the contents removed by a licensed hauler and tank removed from the property or properly backfilled. Prior ( ). Where water wells are to be used as a source of water supply, a well meeting the minimum Baltimore ( ) is not acceptable and must be retested. This must be accomplished prior to conveyance of property ( ) Prior to occupancy approval, the potability of the water supply must be verified by collection of bacterio-( ) If submission of plans to the County Review Group is required, a Hydrogeological Study and an Environmental Effects Report must be submitted. For more information contact the Division of Environmental Management ( ) In order to subdivide this property, the owner or developer will be required to comply with the subdivision regulations of the State of Maryland and Baltimore County. If there are any questions regarding the others fries to approval of bailding permit for proposed addition a

Variance to well siting requirements must be applied for and approved

by the Water + Sever Division as proposed addition will be closer than

30 to existing well for farther internation, contact Norman Morris efthis office at 887-2762 BUREAU OF WATER QUALITY AND RESOURCE \_\_\_NONACEMENT\_\_\_\_

Baltimore County Zoning Commissioner
Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353

DATE 3/20 90

Mr. & Mrs. Kevin Gombeski 24 Hickory Meadow Road Cockeysville, Maryland 21030

J. Robert Haines

Coning Commissioner

Dennis F. Rasmussen
County Executive

Re: Petition for Zoning Variance CASE NUMBER: 90-389-A N/S Hickory Meadwo Road, 975' ± E of Hickory Hill Road

24 Hickory Meadow Road 8th Election District - 3rd Councilmanic Petitioner(s): Kevin Gombeski, et ux

HEARING: FRIDAY, APRIL 6, 1990 at 2:00 p.m.

Dear Petitioners:

Please be advised that \$123.29 is due for advertising and posting of the above captioned property.

THIS FEE MUST BE PAID AND THE ZONING SIGN & POST SET(S) RETURNED ON THE DAY OF THE HEARING OR THE ORDER SHALL NOT ISSUE.

DO NOT REMOVE THE SIGN & POST SET(S) FROM THE PROPERTY UNTIL THE DAY OF THE HEARING.

Please make your check payable to Baltimore County, Maryland. Bring the check and the sign & post set(s) to the Zoning Office, County Office Building, 111 W. Chesapeake Avenue, Room 113, Towson, Maryland fifteen (15) minutes before your hearing is scheduled to begin.

Be advised that should you fail to return the sign & post set(s), there will be an additional \$50.00 added to the above amount for each such set not returned.

Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353 J. Robert Haines

Mr. & Mrs. Kevin Gombeskj

Baltimore County

Zoning Commissioner

April 12, 1990

Dennis F. Rasmusser

24 Hickory Meadow Road Cockeysville, Maryland 21030 RE: PETITION FOR ZONING VARIANCE N/S of Hickory Meadow Road, 975' E of Hickory Hill Road

(24 Hickory Meadow Road) 8th Election District - 3rd Councilmanic District Kevin Gombeski, et ux - Petitioners Case No. 90-389-A

Dear Mr. & Mrs. Gombeski:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Zoning Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact Ms. Charlotte Radcliffe at 887-3391.

Very truly yours,

an Mills teronic ANN M. NASTAROWICZ Deputy Zoning Commissioner for Baltimore County

cc: People's Counsel

File

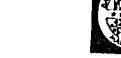
AMN:bjs

Baltimore County Zoning Commissioner Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353

J. Robert Haines Zoning Commissioner

NOTICE OF HEARING

February 23, 1990



Dennis F. Rasmussen

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing on the property identified herein in Room 106 of the County Office Building, located at 111 W. Chesapeake Avenue in Towson, Maryland as

Petition for Zoning Variance CASE NUMBER: 90-389-A N/S Hickory Meadwo Road, 975° ± E of Hickory Hill Road 24 Hickory Meadow Road 8th Election District - 3rd Councilmanic Petitioner(s): Kevin Gombeski, et ux HEARING: FRIDAY, APRIL 6, 1990 at 2:00 p.m.

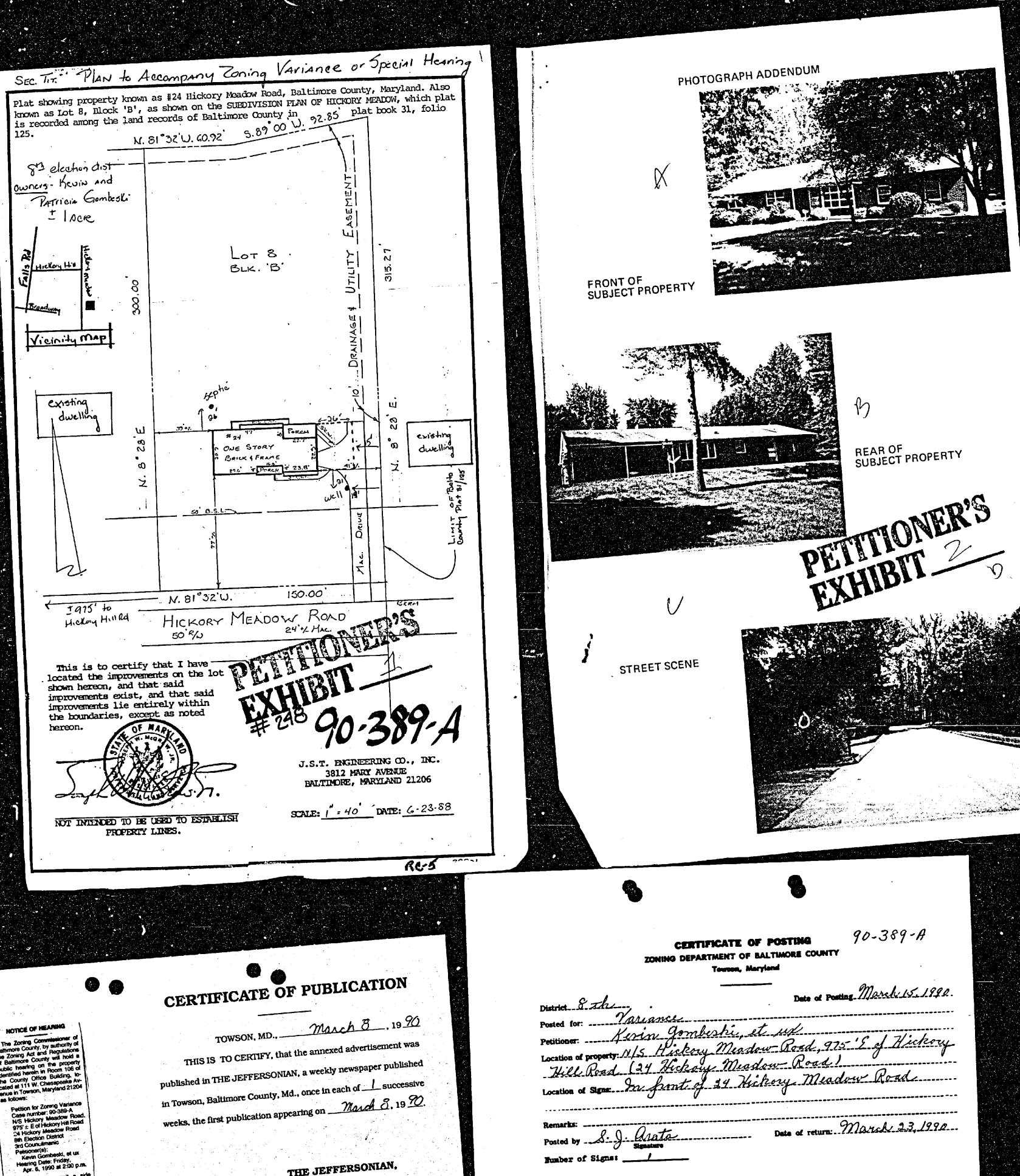
Variance to permit a side setback of 15 ft. in lieu of the required 20 ft.

In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be in writing and received in this office by the date of the hearing set above or pre-

I. Robert Shinese ZONING COMMISSIONER

BALTIMORE COUNTY. MARYLAND

cc: Mr. & Mrs. Gomkeski



Date of return March 23, 1990 ...

The Zoning Commissioner of

Baltimore County, by authorsy of the Zoning Act and Regulations of Baltimore County will hold a public hearing on the property identified herein in Room 106 of the County Office Sulfding, to-satisfied #111 W. Chesepsedie Av-enue in Toronto, Senyamo 21204 as follows:

Petition for Zoring Variance Case number: 90-389-A N/S Hickory Meadow Road 975' ± E of Hickory Hill Road 24 Hickory Meadow Road 8th Election District 3rd Councilmanic Petiticaner(s): Kevin Gombeeld, et ux Heering Date: Friday, Apr. 6, 1990 at 2:00 p.m.

Vertence: to permit a side setback of 15 ft. in lieu of the re-

quired 20 ft.

At the event that this Petition is granted, a building permit may be issued within the thirty (30) day

appeal period. The Zoning Com-missioner will, however, entertain any request for a stay of the is-suance of said permit during this

period for good cause shows. Such request must be in writing and received in this office by the date of the hearing set above or press ted at the lavaring.

J. ROBERT HAINES

CERTIFICATE OF PUBLICATION

March 8 published in the TOWSON TIMES, a weekly newspaper printed and published in Towson, Baltimore County, Md., once in each

Baltimore County Zoning Commissioner
Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353 J. Robert Haines

Mr. & Mrs. Kevin Gombeski 24 Hickory Meadow Road Cockeysville, MD 21030

RE: Item No. 248, Case No. 90-389-A Petitioner: Kevin Gombeski, et ux Petition for Zoning Variance

Dear Mr. & Mrs. Gombeski:

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

Enclosed are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled accordingly.

IT WOULD BE APPRECIATED IF YOU WOULD RETURN YOUR WRITTEN COMMENTS TO MY OFFICE, ATTENTION JULIE WINIARSKI. IF YOU HAVE ANY QUESTIONS REGARDING THIS, PLEASE CONTACT HER AT 887-3391.

JAMES E. DYER Chairman

Enclosures

JED:jw

Zoning Plans Advisory Committee

BALTIMORE COUNTY DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

Zoning Commissioner Office of Planning and Zoning County Office Building

Zoning Item 1 248, Zoning Advisory Committee Meeting of February 22, 1990

Property Owner: Kevin Gombeski, et ux

Location: N/S Hickory Meadow Ld., 975'(+1-) E of Hickory Aill Rd.

District: Water Supply: private Sewage Disposal: private

( ) Prior to approval of a Building Permit for construction, renovation and/or installation of equipment for any existing or proposed food service facility, complete plans and specifications must be submitted

to the Plans Review Section, Bureau of Regional Community Services, for final review and approval. ( ) Prior to new installation(s) of fuel burning equipment, the owner shall contact the Bureau of Air Quality Management, 887-3775, to obtain requirements for such installation(s) before work begins.

 A permit to construct from the Bureau of Quality Management is required for such items as spray paint
processes, underground gasoline storage tank(s) (5,000 gallons or more) and any other equipment or process which exhausts into the atmosphere.

( ) A permit to construct from the Bureau of Air Quality Management is required for any charbroiler generation which has a total cooking surface area of five (5) square feet or more.

( ) Prior to approval of a Ruilding Permit Application for renovations to existing or construction of new health care facilities, complete plans and specifications of the building, food service area and type of equipment to be used for the food service operation must be submitted to the Plans Review and Approval Section, Division of Engineering and Maintenance, State Department of Health and Mental Hygiene for review and approval.

Prior to any new construction or substantial alteration of public swimming pool, wading pool, bathhouse, saunas, whirlpools, hot tubs, water and severage facilities or other appurtenances pertaining to health and safety; two (2) copies of plans and specifications must be submitted to the Baltimore County Department of Environmental Protection and Resource Management for review and approval. For more complete information. contact the Water Quality Monitoring Section, Bureau of Regional Community Services, 687-6500 x 315.

( ) Prior to approval for a nursery school, owner or applicant must comply with all Baltimore County regulations For more complete information, contact the Division of Maternal and Child Health.

( ) If lubrication work and oil changes are performed at this location, the method providing for the elimination of waste oil must be in accordance with the State Department of the Environment.

. ( ) Prior to razing of existing structure(s), petitioner must contact the Division of Waste Management at 887-3745, regarding removal and/or disposal of potentially hazardous materials and solid wastes. Petitioner must contact the Bureau of Air Quality Management regarding removal of asbestoes, 887-3775. ( ) Any abandoned underground storage tanks containing gasoline, waste oil, solvents, etc., must have the contents removed by a licensed hauler and tank removed from the property or properly backfilled. Prior

to removal or abandonment, owner must contact the Division of Waste Management at 887-3745. ( ) Soil percolation tests, have been \_\_\_\_, must be \_\_\_\_, conducted.

( ) Soil percolation test results have expired. Petitioner should contact the Division of Water and Sewer to determine whether additional tests are required. Where water wells are to be used as a source of water supply, a well meeting the minimum Baltimore

County Standards must be drilled. ( ) In accordance with Section 13-117 of the Baltimore County Code, the water well yield test

( ) is not acceptable and must be retested. This must be accomplished prior to conveyance of property

and approval of Building Permit Applications. ( ) Prior to occupancy approval, the potability of the water supply must be verified by collection of bacterio-

( ) If submission of plans to the County Review Group is required, a Hydrogeological Study and an Environmental
Effects Report must be submitted. For more information contact the Division of Environmental Management

In order to subdivide this property, the owner or developer will be required to comply with the subdivision regulations of the State of Maryland and Baltimore County. If there are any questions regarding the subdivision process, please contact the Land Development Section at 887-2762.

Others Prior to approval of bailding permit for proposed addition a

Variance to well siting requirements must be applied for and approved

by the Water & Sever Division as proposed addition will be closer than

32' to existing well. For farther information, contact Norman Mornis

C+1: of this office at 887-2762

\_\_\_NANACEMENT\_\_\_\_

2/12/90



THE JEFFERSONIAN,

5. Zefe Orlon Publisher

330E2 8:00SE\*\*\*\*\*BLD 8

LASTSTAND RECEIVED SO SHANT TEAL OTO -SONTHE WELLMOE (THE) 99\*5E\$

JT J/118 March 8.

PUBLIC HEADING FEES 37135 05/05/1

3160

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

J. Robert Haines

DATE: March 1, 1990

Zoning Commissioner

Pat Keller, Deputy Director Office of Planning and Zoning

SUBJECT: Kevin Gombeski, Item 248

The Petitioner requests a Variance to permit a side setback of 15 ft. in lieu of 20 ft.

In reference to the Petitioner's request, staff offers no comments.

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3211.

PK/JL/cmm

MAR 0 5 1990

BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

J. Robert Haines Zoning Commissioner DATE: March 1, 1990

Pat Keller, Deputy Director Office of Planning and Zoning

SUBJECT: Kevin Gombeski, Item 248

The Petitioner requests a Variance to permit a side setback of 15 ft. in lieu of 20 ft.

In reference to the Petitioner's request, staff offers no comments.

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3211.

PK/JL/cmm

MAR O 5 1890

Baltimore County
Department of Public Works Bureau of Traffic Engineering Courts Building, Suite 405 Towson, Maryland 21204 (301) 887-3554

March 9, 1990

Dennis F. Rasmussen

J. Robert Haines Zoning Commissioner County Office Building Towson, Maryland 21204

Dear Mr. Haines:

The Bureau of Traffic Engineering has no comments for items number 237, 246, 247, 248, 249, and 250.

> Michael S. Flanigan Traffic Engineer Assoc. II

Baltimore County Fire Department Towson, Maryland 21204-2586 494-4500

Paul H. Reincke Chief

FEBRUARY 14, 1990

J. Robert Haines Zoning Commissioner Office of Planning and Zoning Baltimore County Office Building Towson, MD 21204

Dennis F. Rasmussen

RE: Property Owner:

KEVIN GOMBESKI, ET UX Location: N/S HICKORY MEADOW ROAD

Item No.: 248 Zoning Agenda: FEBRUARY 22, 1990

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Prtection Association Standard No. 101 "Life Safety Code", 1988 edition prior to occupancy.

JK/KEK

Baltimore County Zening Commissioner
Office of Planning & Zoning
Towson, Maryland 21204 (301) 887-3353 J. Robert Haines
Zoning Commissioner



Your petition has been received and accepted for filing this 23rd day of February, 1989.

J. Robert flaines
ONING COMMISSION

Petitioner: Kevin Gombeski

BALTIMORE COUNTY, MARYLAND
INTEROFFICE CORRESPONDENCE

TO: Zoning Advisory Committee DATE: March 5, 1990 FROM: Robert W. Bowling, P.E.

Zoning Advisory Committee Meeting for February 22, 1990

The Developers Engineering Division has reviewed the subject zoning items and we have no comments for Items 246, 247, 248; 249, 250 and 251.

Item 237 is subject to the previous County Review Group comments for this site.

ROBERT W. BOWLING, P.E., Chief Developers Engineering Division

Baltimore County

Zoning Commissioner

Gounty Office Building

111 West Chesapeake Avenue

Towson, Maryland 21204 PUBLIC HEARING FEES 080 - POSTING SIGNS / ADVERTISING 1 LAST NAME OF OWNER: GAMBESKI

PETITION FOR ZONING VARIANCE N/S Hickory Meadow Road, 975' E of Hickory Hill Road (24 Hickory Meadow Road) 8th Election District

\* DEPUTY ZONING COMMISSIONER \* OF BALTIMORE COUNTY 3rd Councilmanic District \* Case No. 90-389-A

Kevin Gombeski, et ux Petitioners \* \* \* \* \* \* \* \* \* \* \*

## FINDINGS OF FACT AND CONCLUSIONS OF LAW

The Petitioners herein request a variance to permit a side yard setback of 15 feet in lieu of the required 20 feet for a proposed addition in accordance with Petitioner's Exhibit 1.

The Petitioners appeared and testified. There were no Protestants. Testimony indicated that the subject property, known as 24 Hickory Meadow Road, consists of approximately 1.00 acre zoned RC 5 and is improved with a one story, single family dwelling which has been Petitioners' residence for the past 3 years. Petitioners are desirous of constructing a second story addition which includes provisions for a first floor addition on the east side of the dwelling to provide more habitable space for their family of four. Testimony indicated that currently, the dwelling contains only two bedrooms and one bathroom. Due to the layout of the dwelling and its location on the property, the requested side yard variance is necessary in order to expand the lower level. Testimony indicated the property is heavily landscaped with pine trees along the affected side of the proposed addition to the lower level. Further testimony indicated the relief requested will not result in any detriment to the health, safety or gener-

al welfare of the surrounding community. Based upon the testimony and evidence presented at the hearing, all of which was uncontradicted, in the opinion of the Deputy Zoning Com-

missioner the relief requested sufficiently complies with the requirements of Section 307 of the Baltimore County Zoning Regulations (B.C.Z.R.) and, therefore, should be granted. There is no evidence in the record that the subject variance would adversely affect the health, safety, and/or general welfare of the public. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioner.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS, ORDERED by the Deputy Zoning Commissioner for Baltimore County this \_\_\_\_\_\_day of April 1990 that the Petition for Zoning Variance to permit a side yard setback of 15 feet in lieu of the required 20 feet for a proposed addition in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject, however, to the following restrictions which are conditions precedent to the relief granted:

> 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however. Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

> 2) Compliance with the requirements of the Department of Environmental Protection and Resource Management, Bureau of Water Quality, as set forth in their comments dated February 12, 1990.

> > - 2-

A M No traver ANN M. NASTAROWICZ Deputy Zoning Commissioner for Baltimore County

PETITION FOR ZONING VARIANCE TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY: 90-389-A The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section 202.3 (1913) 10 xxmit 4 Dide xtback.

Of 15 ft 10 leas of legalited 20 ft.

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) 1) House currently has 2 bedrooms and 1 both - not enough for

6) A raw of 35 (this) pine trees exist and will remain on right.

(3) A 1000 0		
side separating two hours	25  respectively by Zoning Regulations.	
Departy is to be posted and advertised as 1	Moderate at a contract of the	Li_
I, or we, agree to pay expenses of above Variate petition, and further agree to and are to be bound Baltimore County adopted pursuant to the Zoning I	by the zoning regulations and restrictions  Law For Baltimore County.	•
Distribute courty and in	I/We do solemnly declare and affin	
	under the penalties of perjury, that I/ are the legal owner(s) of the prope	The IM (PD
	which is the subject of this Petition.	D-2.
Contract Purchaser:	Legal Owner(s):	22 8711
CONTRACT I WILLIAM	Kuin Gankah	- PATE 12 4 91
(Type or Print Name)	(Type or Print Name)	11/1/
(Type of Fruit Newsy)	in my	300
**************	Signature	1000
Signature	Parricia Anne Gromb	COLL G-ZC
	(Dypt or Print Name)	
Address	Chille Onki	;
	Signature	
City and State	2 Minima	1-252-1167
Attorney for Petitioner:		1 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4 4
Attorney for rectange.	24 Hickory Merdan Kd	- h-666-1442
	Address Phone N	0.
(Type or Print Name)	24 Hickory Merdow Rd Address Phone N Cockeysuille Md 2103	5 <u>0</u>
	City and State	
Signature		
	Name, address and phone number of legal owner tract purchaser or representative to be contact	ed
Address	Back purchase of the	
City and State	Name	:
Attorney's Telephone No.:	Phone 1	No.
Attorney & 16ternious No.	Address 23	_
ORDERED By The Zoning Commissioner of	Baltimore County, this	day
		ed, as
of 1977, that the required by the Zoming Law of Baltimore Countries that property be posted.	he subject matter of this petition be advertis	rough-
required by the Zoming Law of Bastimore Count out Bastimore County, that property be posted, out Bastimore County in Room		
out Baltimore County, that property be posted, Commissioner of Baltimore County in Room	106, County Omce Bulling in Toward,	
(a small	106, County Office Building in Toward,	o'clock
County, on the	20 2 2 11	/
L.H.	1 Religat Stains	_ //
<i>y</i>	t. 10000 Mountes	11/
	Zoning Commissioner of Bakimore	County.
u	Young County Stone of The	/ //

90.389-A

Kevin & Patricia Gombeski 24 Hickory Meadow Road Cockeysville, MD 21030

ZONING DESCRIPTION

Beginning at a point on the north side of Hickory Meadow Road which 975 FT' E OF THE C/L OF HKKORY HILL RD.
is 50' wide. Being Lot #8, Block B in the subdivision of Hickory Meadow as recorded in Baltimore County Plat Book #31, Folio #125, containing one (1) acre. Also known as 24 Hickory Meadow, Cockeysville, MD 21030 and located in the #8 Election District.

BALTIMORE COUNTY DEPARTMENT OF ENVIRONMENTAL ROTECTION AND RESOURCE MANAGEN Zoning Commissioner Office of Planning and Zoning County Office Building Towson, Maryland 21204 Zoning Item 1 248, Zoning Advisory Committee Meeting of February 22, 1990 Property Owner: Kevin Gombeski, et ax Location: N/S Hickory Meadow Rd., 975'(+1-) E of Hickory Ail Rd. Water Supply:

COMMENTS ARE AS FOLLOWS: Private Sewage Disposal: private to the Plans Review Section, Bureau of Regional Community Services, for final review and approval. Management, 887-3775, to obtain requirements for such installation(s) before work begins. which has a total cooking surface area of five (5) square feet or more. For more complete information, contact the Division of Maternal and Child Health. to removal or abandonment, owner must contact the Division of Waste Management at 887-3745. and Sewer to determine whether additional tests are required. ( ) In accordance with Section 13-117 of the Baltimore County Code, the water well yield test subdivision process, please contact the Land Development Section at 887-2762.

( ) Prior to approval of a Building Permit for construction, renovation and/or installation of equipment for any existing or proposed food service facility, complete plans and specifications must be submitted ( ) Prior to new installation(s) of fuel burning equipment, the owner shall contact the Bureau of Air Quality ( ) A permit to construct from the Bureau of Quality Management is required for such items as spray paint processes, underground gasoline storage tank(s) (5,000 gallons or more) and any other equipment or ( ) A permit to construct from the Bureau of Air Quality Management is required for any charbroiler generation ( ) Prior to approval of a Ruilding Permit Application for renovations to existing or construction of new health care facilities, complete plans and specifications of the building, food service area and type of equipment to be used for the food service operation must be submitted to the Plans Review and Approval Section, Division of Engineering and Maintenance, State Department of Health and Mentel Hygiene for ( ) Prior to any new construction or substantial alteration of public swimming pool, wading pool, bathhouse, saunas, whirlpools, hot tubs, water and severage facilities or other appurtenances pertaining to health and safety; two (2) copies of plans and specifications must be submitted to the Baltimore County Department of Environmental Protection and Resource Management for review and approval. For more complete information, contact the Water Quality Monitoring Section, Bureau of Regional Community Services, 687-6500 x 315. ( ) Prior to approval for a nursery school, owner or applicant must comply with all Baltimore County regulations ( ) If lubrication work and oil changes are performed at this location, the method providing for the elimination of waste oil must be in accordance with the State Department of the Environment. . ( ) Prior to razing of existing structure(s), petitioner must contact the Division of Waste Management at 887-3745, regarding removal and/or disposal of potentially hazardous materials and solid wastes. Petitioner must contact the Bureau of Air Quality Management regarding removal of asbestoes, 887-3775. ( ) Any abandoned underground storage tanks containing gasoline, waste oil, solvents, etc., must have the contents removed by a licensed hauler and tank removed from the property or properly backfilled. Prior ( ). Where water wells are to be used as a source of water supply, a well meeting the minimum Baltimore ( ) is not acceptable and must be retested. This must be accomplished prior to conveyance of property ( ) Prior to occupancy approval, the potability of the water supply must be verified by collection of bacterio-( ) If submission of plans to the County Review Group is required, a Hydrogeological Study and an Environmental Effects Report must be submitted. For more information contact the Division of Environmental Management ( ) In order to subdivide this property, the owner or developer will be required to comply with the subdivision regulations of the State of Maryland and Baltimore County. If there are any questions regarding the others fries to approval of bailding permit for proposed addition a

Variance to well siting requirements must be applied for and approved

by the Water + Sever Division as proposed addition will be closer than

30 to existing well for farther internation, contact Norman Morris efthis office at 887-2762 BUREAU OF WATER QUALITY AND RESOURCE \_\_\_NONACEMENT\_\_\_\_

Baltimore County Zoning Commissioner
Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353

DATE 3/20 90

Mr. & Mrs. Kevin Gombeski 24 Hickory Meadow Road Cockeysville, Maryland 21030

J. Robert Haines

Coning Commissioner

Dennis F. Rasmussen
County Executive

Re: Petition for Zoning Variance CASE NUMBER: 90-389-A N/S Hickory Meadwo Road, 975' ± E of Hickory Hill Road

24 Hickory Meadow Road 8th Election District - 3rd Councilmanic Petitioner(s): Kevin Gombeski, et ux

HEARING: FRIDAY, APRIL 6, 1990 at 2:00 p.m.

Dear Petitioners:

Please be advised that \$123.29 is due for advertising and posting of the above captioned property.

THIS FEE MUST BE PAID AND THE ZONING SIGN & POST SET(S) RETURNED ON THE DAY OF THE HEARING OR THE ORDER SHALL NOT ISSUE.

DO NOT REMOVE THE SIGN & POST SET(S) FROM THE PROPERTY UNTIL THE DAY OF THE HEARING.

Please make your check payable to Baltimore County, Maryland. Bring the check and the sign & post set(s) to the Zoning Office, County Office Building, 111 W. Chesapeake Avenue, Room 113, Towson, Maryland fifteen (15) minutes before your hearing is scheduled to begin.

Be advised that should you fail to return the sign & post set(s), there will be an additional \$50.00 added to the above amount for each such set not returned.

Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353 J. Robert Haines

Mr. & Mrs. Kevin Gombeskj

Baltimore County

Zoning Commissioner

April 12, 1990

Dennis F. Rasmusser

24 Hickory Meadow Road Cockeysville, Maryland 21030 RE: PETITION FOR ZONING VARIANCE N/S of Hickory Meadow Road, 975' E of Hickory Hill Road

(24 Hickory Meadow Road) 8th Election District - 3rd Councilmanic District Kevin Gombeski, et ux - Petitioners Case No. 90-389-A

Dear Mr. & Mrs. Gombeski:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Zoning Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact Ms. Charlotte Radcliffe at 887-3391.

Very truly yours,

an Mills teronic ANN M. NASTAROWICZ Deputy Zoning Commissioner for Baltimore County

cc: People's Counsel

File

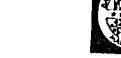
AMN:bjs

Baltimore County Zoning Commissioner Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353

J. Robert Haines Zoning Commissioner

NOTICE OF HEARING

February 23, 1990



Dennis F. Rasmussen

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing on the property identified herein in Room 106 of the County Office Building, located at 111 W. Chesapeake Avenue in Towson, Maryland as

Petition for Zoning Variance CASE NUMBER: 90-389-A N/S Hickory Meadwo Road, 975° ± E of Hickory Hill Road 24 Hickory Meadow Road 8th Election District - 3rd Councilmanic Petitioner(s): Kevin Gombeski, et ux HEARING: FRIDAY, APRIL 6, 1990 at 2:00 p.m.

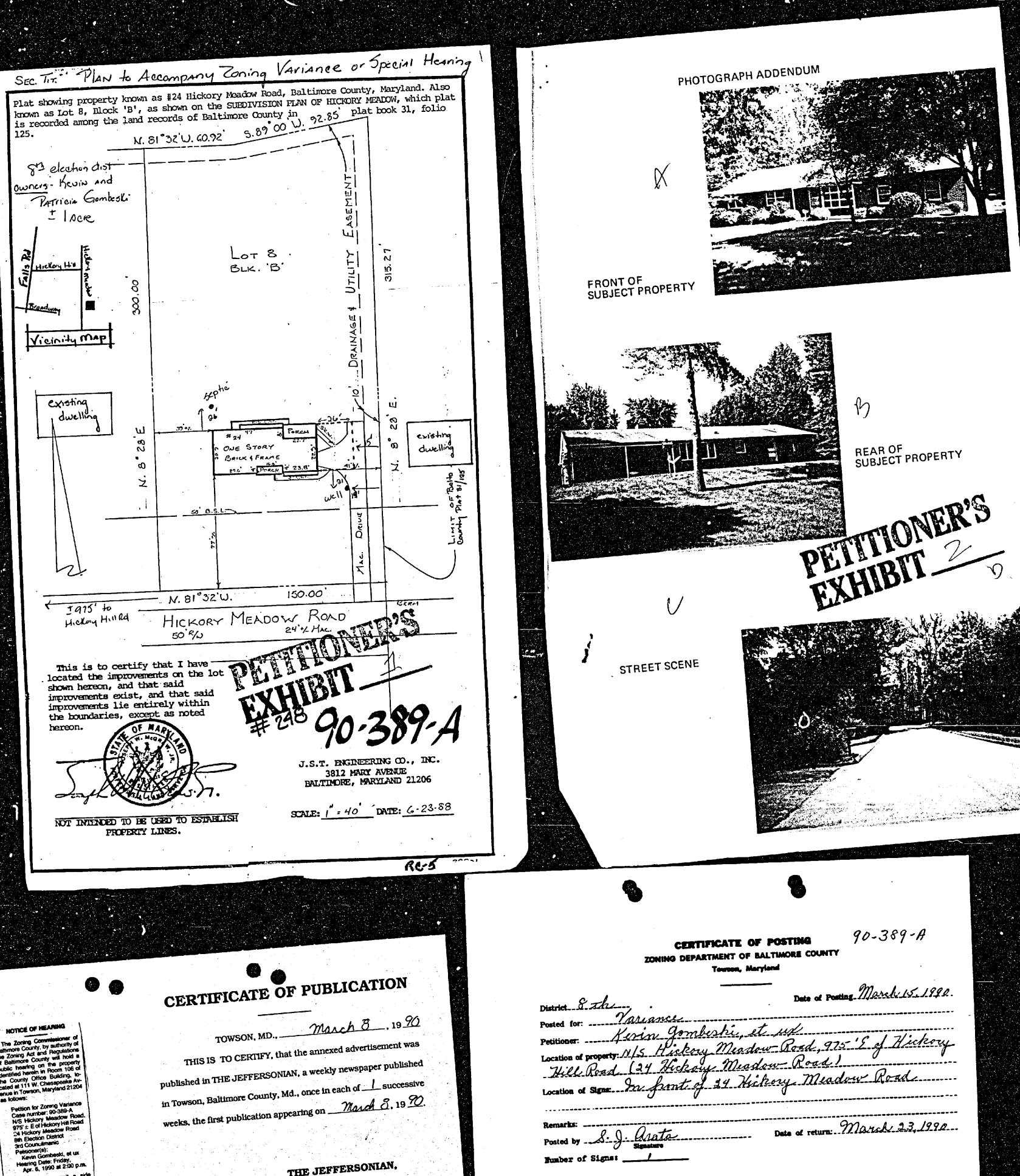
Variance to permit a side setback of 15 ft. in lieu of the required 20 ft.

In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be in writing and received in this office by the date of the hearing set above or pre-

I. Robert Shinese ZONING COMMISSIONER

BALTIMORE COUNTY. MARYLAND

cc: Mr. & Mrs. Gomkeski



Date of return March 23, 1990 ...

The Zoning Commissioner of

Baltimore County, by authorsy of the Zoning Act and Regulations of Baltimore County will hold a public hearing on the property identified herein in Room 106 of the County Office Sulfding, to-satisfied #111 W. Chesepsedie Av-enue in Toronto, Senyamo 21204 as follows:

Petition for Zoring Variance Case number: 90-389-A N/S Hickory Meadow Road 975' ± E of Hickory Hill Road 24 Hickory Meadow Road 8th Election District 3rd Councilmanic Petiticaner(s): Kevin Gombeeld, et ux Heering Date: Friday, Apr. 6, 1990 at 2:00 p.m.

Vertence: to permit a side setback of 15 ft. in lieu of the re-

quired 20 ft.

At the event that this Petition is granted, a building permit may be issued within the thirty (30) day

appeal period. The Zoning Com-missioner will, however, entertain any request for a stay of the is-suance of said permit during this

period for good cause shows. Such request must be in writing and received in this office by the date of the hearing set above or press ted at the lavaring.

J. ROBERT HAINES

CERTIFICATE OF PUBLICATION

March 8 published in the TOWSON TIMES, a weekly newspaper printed and published in Towson, Baltimore County, Md., once in each

Baltimore County Zoning Commissioner
Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353 J. Robert Haines

Mr. & Mrs. Kevin Gombeski 24 Hickory Meadow Road Cockeysville, MD 21030

RE: Item No. 248, Case No. 90-389-A Petitioner: Kevin Gombeski, et ux Petition for Zoning Variance

Dear Mr. & Mrs. Gombeski:

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

Enclosed are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled accordingly.

IT WOULD BE APPRECIATED IF YOU WOULD RETURN YOUR WRITTEN COMMENTS TO MY OFFICE, ATTENTION JULIE WINIARSKI. IF YOU HAVE ANY QUESTIONS REGARDING THIS, PLEASE CONTACT HER AT 887-3391.

JAMES E. DYER Chairman

Enclosures

JED:jw

Zoning Plans Advisory Committee

BALTIMORE COUNTY DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT

Zoning Commissioner Office of Planning and Zoning County Office Building

Zoning Item 1 248, Zoning Advisory Committee Meeting of February 22, 1990

Property Owner: Kevin Gombeski, et ux

Location: N/S Hickory Meadow Ld., 975'(+1-) E of Hickory Aill Rd.

District: Water Supply: private Sewage Disposal: private

( ) Prior to approval of a Building Permit for construction, renovation and/or installation of equipment for any existing or proposed food service facility, complete plans and specifications must be submitted

to the Plans Review Section, Bureau of Regional Community Services, for final review and approval. ( ) Prior to new installation(s) of fuel burning equipment, the owner shall contact the Bureau of Air Quality Management, 887-3775, to obtain requirements for such installation(s) before work begins.

 A permit to construct from the Bureau of Quality Management is required for such items as spray paint
processes, underground gasoline storage tank(s) (5,000 gallons or more) and any other equipment or process which exhausts into the atmosphere.

( ) A permit to construct from the Bureau of Air Quality Management is required for any charbroiler generation which has a total cooking surface area of five (5) square feet or more.

( ) Prior to approval of a Ruilding Permit Application for renovations to existing or construction of new health care facilities, complete plans and specifications of the building, food service area and type of equipment to be used for the food service operation must be submitted to the Plans Review and Approval Section, Division of Engineering and Maintenance, State Department of Health and Mental Hygiene for review and approval.

Prior to any new construction or substantial alteration of public swimming pool, wading pool, bathhouse, saunas, whirlpools, hot tubs, water and severage facilities or other appurtenances pertaining to health and safety; two (2) copies of plans and specifications must be submitted to the Baltimore County Department of Environmental Protection and Resource Management for review and approval. For more complete information. contact the Water Quality Monitoring Section, Bureau of Regional Community Services, 687-6500 x 315.

( ) Prior to approval for a nursery school, owner or applicant must comply with all Baltimore County regulations For more complete information, contact the Division of Maternal and Child Health.

( ) If lubrication work and oil changes are performed at this location, the method providing for the elimination of waste oil must be in accordance with the State Department of the Environment.

. ( ) Prior to razing of existing structure(s), petitioner must contact the Division of Waste Management at 887-3745, regarding removal and/or disposal of potentially hazardous materials and solid wastes. Petitioner must contact the Bureau of Air Quality Management regarding removal of asbestoes, 887-3775. ( ) Any abandoned underground storage tanks containing gasoline, waste oil, solvents, etc., must have the contents removed by a licensed hauler and tank removed from the property or properly backfilled. Prior

to removal or abandonment, owner must contact the Division of Waste Management at 887-3745. ( ) Soil percolation tests, have been \_\_\_\_, must be \_\_\_\_, conducted.

( ) Soil percolation test results have expired. Petitioner should contact the Division of Water and Sewer to determine whether additional tests are required. Where water wells are to be used as a source of water supply, a well meeting the minimum Baltimore

County Standards must be drilled. ( ) In accordance with Section 13-117 of the Baltimore County Code, the water well yield test

( ) is not acceptable and must be retested. This must be accomplished prior to conveyance of property

and approval of Building Permit Applications. ( ) Prior to occupancy approval, the potability of the water supply must be verified by collection of bacterio-

( ) If submission of plans to the County Review Group is required, a Hydrogeological Study and an Environmental
Effects Report must be submitted. For more information contact the Division of Environmental Management

In order to subdivide this property, the owner or developer will be required to comply with the subdivision regulations of the State of Maryland and Baltimore County. If there are any questions regarding the subdivision process, please contact the Land Development Section at 887-2762.

Others Prior to approval of bailding permit for proposed addition a

Variance to well siting requirements must be applied for and approved

by the Water & Sever Division as proposed addition will be closer than

32' to existing well. For farther information, contact Norman Mornis

C+1: of this office at 887-2762

\_\_\_NANACEMENT\_\_\_\_

2/12/90



THE JEFFERSONIAN,

5. Zefe Orlon Publisher

330E2 8:00SE\*\*\*\*\*BLD 8

LASTSTAND RECEIVED SO SHANT TEAL OTO -SONTHE WELLMOE (THE) 99\*5E\$

JT J/118 March 8.

PUBLIC HEADING FEES 37135 05/05/1

3160

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

J. Robert Haines

DATE: March 1, 1990

Zoning Commissioner

Pat Keller, Deputy Director Office of Planning and Zoning

SUBJECT: Kevin Gombeski, Item 248

The Petitioner requests a Variance to permit a side setback of 15 ft. in lieu of 20 ft.

In reference to the Petitioner's request, staff offers no comments.

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3211.

PK/JL/cmm

MAR 0 5 1990

BALTIMORE COUNTY, MARYLAND INTER-OFFICE CORRESPONDENCE

J. Robert Haines Zoning Commissioner DATE: March 1, 1990

Pat Keller, Deputy Director Office of Planning and Zoning

SUBJECT: Kevin Gombeski, Item 248

The Petitioner requests a Variance to permit a side setback of 15 ft. in lieu of 20 ft.

In reference to the Petitioner's request, staff offers no comments.

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3211.

PK/JL/cmm

MAR O 5 1890

Baltimore County
Department of Public Works Bureau of Traffic Engineering Courts Building, Suite 405 Towson, Maryland 21204 (301) 887-3554

March 9, 1990

Dennis F. Rasmussen

J. Robert Haines Zoning Commissioner County Office Building Towson, Maryland 21204

Dear Mr. Haines:

The Bureau of Traffic Engineering has no comments for items number 237, 246, 247, 248, 249, and 250.

> Michael S. Flanigan Traffic Engineer Assoc. II

Baltimore County Fire Department Towson, Maryland 21204-2586 494-4500

Paul H. Reincke Chief

FEBRUARY 14, 1990

J. Robert Haines Zoning Commissioner Office of Planning and Zoning Baltimore County Office Building Towson, MD 21204

Dennis F. Rasmussen

RE: Property Owner:

KEVIN GOMBESKI, ET UX Location: N/S HICKORY MEADOW ROAD

Item No.: 248 Zoning Agenda: FEBRUARY 22, 1990

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Prtection Association Standard No. 101 "Life Safety Code", 1988 edition prior to occupancy.

JK/KEK

Baltimore County Zening Commissioner
Office of Planning & Zoning
Towson, Maryland 21204 (301) 887-3353 J. Robert Haines
Zoning Commissioner



Your petition has been received and accepted for filing this 23rd day of February, 1989.

J. Robert flaines
ONING COMMISSION

Petitioner: Kevin Gombeski

BALTIMORE COUNTY, MARYLAND
INTEROFFICE CORRESPONDENCE

TO: Zoning Advisory Committee DATE: March 5, 1990 FROM: Robert W. Bowling, P.E.

Zoning Advisory Committee Meeting for February 22, 1990

The Developers Engineering Division has reviewed the subject zoning items and we have no comments for Items 246, 247, 248; 249, 250 and 251.

Item 237 is subject to the previous County Review Group comments for this site.

ROBERT W. BOWLING, P.E., Chief Developers Engineering Division

Baltimore County

Zoning Commissioner

Gounty Office Building

111 West Chesapeake Avenue

Towson, Maryland 21204 PUBLIC HEARING FEES 080 - POSTING SIGNS / ADVERTISING 1 LAST NAME OF OWNER: GAMBESKI